**IN THE HIGH COURT OF JUDICATURE AT BOMBAY**

**O.O.C.J.**

**SUMMARY SUIT NO. 3699 OF 2002**

Neelam Manohar Chandnami .....Plffs.
vs.
K.K. Saraf .....Defnds.

Vipul Shukla for the plaintiffs.
Harinder Toor i/b. V. Deshpande and Co.
for the defendants.

**CORAM: S.U. KAMDAR, J.**

**DATE : 27th October, 2005.**

**P.C. :**.

1. By an order dated 6/9/2004 an order was passed directing the defendants to deposit a sum of Rs.90,000/- as an by way of leave to defend. The defendant has filed an appeal as far back as 2004 but the same is yet not numbered and is on the lodging number. The defendant is not moving the

appeal court. In that view of the matter I am of the opinion that no further time should be granted. The Prothonotary and Senior Master has already issued a non-deposit certificate dated 19/8/2005. In that view of the matter there shall be decree as prayed. Plaintiff has tendered compilation of documents which are taken on record and marked Ex.P.1 colly.

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